

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LIBERTY MUTUAL INSURANCE)	
COMPANY,)	
)	
Plaintiff,)	
v.)	C.A. No. 96-10804-DPW
)	C.A. No. 1:04-CV-10678-DPW
THE BLACK & DECKER)	(Shaffer Landfill Site)
CORPORATION, BLACK & DECKER)	
INC., BLACK & DECKER (U.S.))	
INC., EMHART CORPORATION,)	
and EMHART, INC.,)	
)	
Defendants.)	

**PLAINTIFF'S ASSENTED-TO MOTION FOR LEAVE
TO FILE MEMORANDUM OF LAW
IN EXCESS OF TWENTY PAGES**

Pursuant to Local Rule 7.1(B)(4), plaintiff, Liberty Mutual Insurance Company ("Liberty Mutual"), hereby moves this Court for an Order granting Liberty Mutual leave to file Liberty Mutual's Insurance Company's Memorandum Of Law In Support Of Its Supplemental Motion For Summary Judgment With Respect To The Shaffer Landfill Site, which exceeds twenty pages in length.

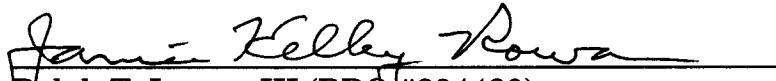
As grounds for the instant motion, Liberty Mutual states that a significant number of legal and factual issues must be addressed in the supplemental motion for summary judgment. Liberty Mutual respectfully submits that a memorandum of law exceeding twenty pages in length is necessary in order to provide a full

explication of these issues to the Court. The Defendants have assented to this motion.

WHEREFORE, Liberty Mutual respectfully requests that this Court issue an Order granting Liberty Mutual leave to file Liberty Mutual's Insurance Company's Memorandum Of Law In Support Of Its Supplemental Motion For Summary Judgment With Respect To The Shaffer Landfill Site exceeding twenty pages in length.

LIBERTY MUTUAL INSURANCE COMPANY


By its attorneys,


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Janice Kelley Rowan (BBO #265520)
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Dated: October 20, 2004

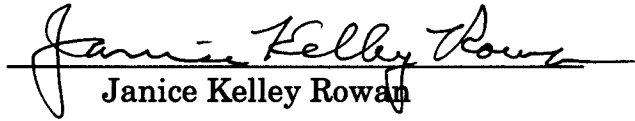
LOCAL RULE 7.1(A)(2) CERTIFICATION

I hereby certify that I conferred with counsel for defendants, Richard Binder, by telephone on October 14, 2004, and Mr. Binder assented to the filing of this motion.


Janice Kelley Rowan

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of October, 2004, I caused a copy of the foregoing motion to be served by hand upon counsel for defendants, Jack R. Pirozzolo, at Willcox, Pirozzolo and McCarthy, P.C., 50 Federal Street, Boston, MA 02110.


Janice Kelley Rowan

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